IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE V.V.S.RAO**

**WRIT PETITION NO : 4823 of 2005**

Between:

1 M/s.Anjali Wines rep.by its prop.P.Chandu Kumar, S/o.P.Subramanyam,
D.No.4-8, Rangampet Cross, Puthalpat (M), Chittoor Dist.
2 M/s.Sree Royal Wines rep.by its Prop., G.Sudakar Naidu,

S/o.G.Veeraswamy Naidu, R/o.Putalapattu (P) &(M), Chittoor Dist.
3 M/s.Krishna Wines rep.by its Prop. K.Munikrishnama Naidu,

S/o.K.Srinivasulu Naidu, D.No.1114-A, Ramnagar Colony,
Puthalapattu (P) &(M), Chittoor Dist.

**..... PETITIONERS**

AND

1 The Govt. of A.P., rep.by its Chief Secretary, Revenue (Ex.II)

Department, Secretariat Buildings, Secretariat, Hyderabad.
2 The Commissioner, Prohibition & Excise, Nampally, Hyderabad.
3 Prohibition & Excise Superintendent, Chittoor, Chittoor Dist.
4 The District Collector, Chittoor, Chittoor Dist.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or orders, direction or directions, writ or writs, particularly one in the nature of "writ of Mandamus" declaring the G.O.Ms.No.184, Revenue (Ex.II) Department, dt.7-2-2005, as illegal, arbitrary and consequently direct the respondents to renew the IL 24 Licence of the petitioners for the year 2005-06 and to pass such other orders as are necessary in the interest of justice.

**Counsel for the Petitioners : MS.ARUNA YALAGIRI**

**Counsel for the Respondents: GP FOR PROHIBITION & EXCISE**

**The Court made the following :**

**THE HON'BLE SRI JUSTICE V.V.S.RAO**

WRIT PETITION NO.4823 OF 2005

**ORDER:**

The petitioners assailed G.O.Ms.No.184 dated 07.02.2005. By impugned Government Order, the Government issued policy guidelines for the year 2005-2006 in respect of renewal of licences in Form IL-24 under A.P.Indian Liquor and Foreign Liquor Rules, 1970. The said Government Order was challenged in a batch of cases before this Court. The learned Single Judge declared the impugned Government Order as illegal and set aside the same. The Government's appeal before the Division Bench in **Government of Andhra Pradesh v A.Hanumantha Rao** was also unsuccessful. Therefore, the writ petition has to be allowed. However, it is brought to the notice of this Court that after the impugned Government Order was set aside, the Government of Andhra Pradesh promulgated new set of rules granting A.P.Indian Liquor and Foreign Liquor Rules introducing the system of issuing licences by calling tenders. In that view of the matter, nothing survives in the writ petition.

The writ petition is accordingly disposed of.

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**(V.V.S.RAO,J)**

28.06.2005.

pln

To

1 The Chief Secretary, Revenue (Ex.II) Department, Government of

Andhra Pradesh, Secretariat Buildings, Secretariat, Hyderabad.
2 The Commissioner, Prohibition & Excise, Nampally, Hyderabad.
3 Prohibition & Excise Superintendent, Chittoor, Chittoor Dist.
4 The District Collector, Chittoor, Chittoor Dist.

5 Two CCs to Government Pleader for Prohibition and Excise, High

Court Buildings, Hyderabad (OUT).

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